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ZIMBABWEAN

GOVERNMENT GAZETTE

EXTRAORDINARY

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General Notice 111A of 1993.

URBAN COUNCILS ACT [CHAPTER 214]

Suspension of Councillors: Victoria Falls Town Council

IN terms of paragraph (a) of subsection (1) of section 88A of the Urban Councils Act [Chapter 214], I hereby suspend all the councillors of the Victoria Falls Town Council from exercising all their functions as councillors in terms of the said Act and any other law.

R. G. MUGABE, President.

26-2-93.

General Notice 111B of 1993.

URBAN COUNCILS ACT [CHAPTER 214]

Appointment of Commissioner: Victoria Falls Town Council

IT is hereby notified, for general information, that the Senior Minister of Local Government, Rural and Urban Development, in terms of subsection (1) of section 56 of the Urban Councils Act [Chapter 214], has appointed Mr. Mtshena Loyola Sidile as Commissioner of the Victoria Falls Town Council.

W. A. CHIWewe, Senior Secretary for Local Government, Rural and Urban Development.

26-2-93.

General Notice 111C of 1993.

CONSTITUTION OF ZIMBABWE

Clemency Order No. 1 of 1993

IT is hereby notified that His Excellency the President has made the order set out in the Schedule.

P. GARWE, Secretary for Justice, Legal and Parliamentary Affairs.

26-2-93.

SCHEDULE

CLEMENCY ORDER No. 1 OF 1993

GENERAL AMNESTY

Title

1. This order may be cited as the Clemency Order No. 1 of 1993.

Remission of sentences of life imprisonment

2. A remission of the remainder of sentence is hereby granted to every person serving a sentence of life imprisonment imposed on or before the 31st March, 1980, who is approved by the Minister of Justice, Legal and Parliamentary Affairs for release under this paragraph.

General remission of sentences of imprisonment

3. (1) Subject to subparagraphs (2), (3) and (4), every prisoner serving a determinate period of imprisonment who,

on the 31st January, 1993, had—

- (a) already served not less than one quarter of his period of imprisonment; and
(b) twelve months or less of his period of imprisonment still to serve;

is hereby granted a remission of the remainder of his period of imprisonment.

(2) Subparagraph (1) does not apply—

- (a) to any habitual criminal serving a sentence of extended imprisonment; or
(b) to any person who escaped from prison custody on or before the 31st January, 1993, and was still at large on the 31st January, 1993; or
(c) to a person on bail pending appeal against conviction or sentence; or
(d) in respect of any sentence for a specified offence; or
(e) in respect of any sentence for an offence of which housebreaking is an element, if the prisoner has one or more previous convictions for offences of which housebreaking is an element.

(3) Subparagraph (1) is intended solely to bring about the release forthwith of the persons concerned from periods of imprisonment being served on the 31st January, 1993. In all other respects, every sentence of imprisonment to which a released person is subject will remain in full force and effect; in particular, where the released person was serving the unsuspended part of a sentence of imprisonment, the suspended part of the sentence will remain of full force and effect and will be liable to be served if the conditions of suspension are contravened.

(4) For the purposes of this paragraph—

“imprisonment” does not include detention imposed under the Defence Act [Chapter 94];

“period of imprisonment”, in relation to a person who, on the 31st January, 1993, was subject to two or more effective terms of imprisonment, means—

- (a) where the sentences are running concurrently, the period of the longer or longest term;
(b) where the sentences are not running concurrently, the aggregate of the several terms of imprisonment;

“specified offence” means—

- (a) murder, armed robbery, rape, theft of motor-vehicle or fraud;
(b) any conspiracy, incitement or attempt to commit any offence referred to in paragraph (a);
(c) being an accessory after the fact to any offence referred to in paragraph (a) or (b).

Given under my hand at Harare this twenty-fifth day of February, 1993.

R. G. MUGABE, President.

By Command of the President.

E. D. MNANGAGWA, Minister of Justice, Legal and Parliamentary Affairs.

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